

House Bill 1123

By: Representatives Lane of the 167<sup>th</sup>, Keen of the 179<sup>th</sup>, Stephens of the 164<sup>th</sup>, Hill of the 180<sup>th</sup>, and Carter of the 159<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

To amend Code Section 12-5-287 of the Official Code of Georgia Annotated, relating to leasing of state owned marshland or water bottoms, so as to change the fee for the lease of marshlands or water bottoms; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Code Section 12-5-287 of the Official Code of Georgia Annotated, relating to leasing of state owned marshland or water bottoms, is amended by striking in its entirety subsection (d) and inserting in lieu thereof the following:

"(d) Each lease granted under this Code section shall be upon such provisions, requirements, and conditions as the committee shall make and shall, except as provided in subsections (g) and (h) of this Code section, provide for a primary term of not more than ten years. Each lease, except as provided in subsections (g) and (h) of this Code section, shall require the payment of an annual rental fee ~~set by the committee which shall be not less than the fair market rental value of the state owned marshland or water bottoms leased thereby~~ of \$1.00 per year and may provide for two renewal terms, ~~each of which shall not be for a term of more than equal duration to the primary term.~~ Rental fees shall be paid in ~~one installment~~ to the department not later than July 15 of each year. ~~A penalty of 10 percent of the annual rental shall be assessed for late payment.~~ Failure to pay rental by August 1 of the year due shall result in the cancellation of the lease."

**SECTION 2.**

All laws and parts of laws in conflict with this Act are repealed.